

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

U.S. APPLICATION NO. (If known see 37 C.F.R. 1.5)

09/762694

INTERNATIONAL APPLICATION NO.
PCT/EP99/05799INTERNATIONAL FILING DATE
10 AUGUST 1999PRIORITY DATE CLAIMED
13 AUGUST 1998

TITLE OF INVENTION

HERBICIDAL COMPOSITIONS FOR TOLERANT OR RESISTANT
SUGAR BEET CROPS

APPLICANT(S) FOR DO/EO/US

Erwin HACKER, Hermann STUEBLER, Hermann BIERINGER and
Lothar WILLMS

Applicants herewith submit to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to promptly begin national examination procedures (35 U.S.C. 371(f)).
4. ☒ The US has been elected by the expiration of 19 months from the priority date (PCT Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☒ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ A English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.
14. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
15. ☐ A substitute specification.
16. ☐ A change of power of attorney and/or address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information:

**PCT/RO/101, PCT/IB/306, 308
PTO Form 1449, references for IDS**

EXPRESS MAIL

Mailing Label Number: EL742665703USDate of Deposit: February 9, 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service

"Express Mail Post Office to Addressee" Service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents and Trademarks, Box PCT Washington, DC 20231.

Sameer Abdul Sattar
(Typed or printed name of person mailing paper or fee)

[Signature]
(Signature of person mailing paper or fee)

U.S. APPLICATION NO. (if known) <u>09/7762074</u>		INTERNATIONAL APPLICATION NO. PCT/EP99/05799		ATTORNEY'S DOCKET NO. 514413-3866	
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21. <input checked="" type="checkbox"/> The following fees are submitted				CALCULATIONS PTO USE ONLY																															
BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5): Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO\$1000.00 International preliminary examination fee (37 C.F.R. 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO\$860.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO\$710.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4).....\$690.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4).....\$100.00																																			
ENTER APPROPRIATE BASIC FEE AMOUNT =																																			
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).																																			
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 15%;">CLAIMS</th> <th style="width: 15%;">NUMBER FILED</th> <th style="width: 15%;">NUMBER EXTRA</th> <th style="width: 15%;">RATE</th> <th style="width: 15%;">\$</th> <th style="width: 15%;"></th> </tr> <tr> <td>Total Claims</td> <td><u>10</u> - 20 =</td> <td><u>0</u></td> <td>x \$18.00</td> <td>\$ 000.00</td> <td></td> </tr> <tr> <td>Independent Claims</td> <td><u>2</u> - 3 =</td> <td><u>0</u></td> <td>x \$80.00</td> <td>\$ 000.00</td> <td></td> </tr> <tr> <td colspan="3">MULTIPLE DEPENDENT CLAIM(S) (if applicable)</td> <td>+ \$270.00</td> <td>\$</td> <td></td> </tr> <tr> <td colspan="4" style="text-align: right;">TOTAL OF ABOVE CALCULATIONS =</td> <td>\$ 860.00</td> <td></td> </tr> </table>						CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$		Total Claims	<u>10</u> - 20 =	<u>0</u>	x \$18.00	\$ 000.00		Independent Claims	<u>2</u> - 3 =	<u>0</u>	x \$80.00	\$ 000.00		MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$270.00	\$		TOTAL OF ABOVE CALCULATIONS =				\$ 860.00	
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Total Claims	<u>10</u> - 20 =	<u>0</u>	x \$18.00	\$ 000.00																															
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MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$270.00	\$																															
TOTAL OF ABOVE CALCULATIONS =				\$ 860.00																															
<input type="checkbox"/> Applicant claims small entity status. See 37 C.F.R. 1.27. The fees indicated above are reduced by 1/2.																																			
SUBTOTAL =				\$ 860.00																															
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$																															
TOTAL NATIONAL FEE =				\$ 860.00																															
Fee for recording the enclosed assignments (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				+	\$																														
TOTAL FEES ENCLOSED =				\$860.00																															
				Amount to be refunded:	\$																														
				Charged:	\$																														

a. ☒ A check in the amount of \$ 860.00 to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees.
A duplicate copy of this sheet is enclosed.

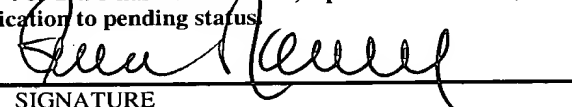
c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any
overpayment to Deposit Account No. 50-0320. A duplicate copy of this sheet is enclosed.

d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. **Credit
card information should not be included on this form.** Provide credit card information and authorization
on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR
1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

William F. Lawrence, Esq.
FROMMER LAWRENCE & HAUG LLP
745 Fifth Avenue
New York, NY 10151


 SIGNATURE
 William F. Lawrence, Esq.
 NAME
 28,029
 REGISTRATION NUMBER

09/7762074

09/762694

Attorney Docket No. 514413-3866

New U.S. Patent Application filed **February 9, 2001** for application entitled:

**HERBICIDAL COMPOSITIONS FOR TOLERANT OR
RESISTANT SUGAR BEET CROPS**

corresponding to PCT/EP99/05799

filed August 10, 1999

Express Mail No.: EL742665703US

Date of Deposit: February 9, 2001

I hereby certify that this application and the accompanying papers are being
deposited with the United States Postal Service "Express Mail Post Office to Addressee" service
under 37 CFR 1.10 on the date indicated above and is addressed to:

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